

CIVIL SERVICE COMMISSION MINUTES
FEBRUARY 2, 2011

A regular meeting of the Civil Service Commission was held at 2:30 p.m., in Room 358 of the County Administration Center, 1600 Pacific Highway, San Diego, California.

Present were:

W. Dale Bailey
Bill O'Connor
A.Y. Casillas
Rudolf Hradecky
Francesca Krauel

Absent was:

None

Comprising a quorum of the Commission

Support Staff Present:

Patt Zmary, Executive Officer
Thomas J. Harron, Commission Legal Advisor
Selinda Hurtado-Miller, Reporting

Approved
Civil Service Commission

April 6, 2011

SAN DIEGO COUNTY CIVIL SERVICE COMMISSION
REGULAR MEETING MINUTES
FEBRUARY 2, 2011

1:30 p.m. CLOSED SESSION: Discussion of Potential Litigation

2:30 p.m. OPEN SESSION: Room 358, 1600 Pacific Highway, San Diego, California

<u>Discussion Items</u>	<u>Continued</u>	<u>Referred</u>	<u>Withdrawn</u>
4			

COMMENTS: Motion by Casillas to approve all items not held for discussion; seconded by Krauel. Carried.

Notice pursuant to Government Code Section 54954.2

CLOSED SESSION AGENDA

County Administration Center, Room 400B

Members of the public may be present at this location to hear the announcement of the closed session agenda.

A. CONFERENCE WITH LEGAL COUNSEL - SIGNIFICANT EXPOSURE TO LITIGATION (GOV. CODE SEC. 54956.9(b)(1)) - One Case.

OPEN SESSION AGENDA

County Administration Center, Room 358

President of the Commission, W. Dale Bailey, thanked Commissioner Krauel for her service to the Commission and the County of San Diego in her past term as President.

MINUTES

1. Approval of the Minutes of the regular meeting of January 5, 2011.

Approved.

CONFIRMATION OF REASSIGNMENT & ASSIGNMENT

2. Commissioner Bailey: Charles B. Walker, Esq., on behalf of **2010-07**, Deputy Sheriff-Detentions, alleging discrimination by the Sheriff's Department. (Formerly assigned to Commissioner Casillas.)

Confirmed.

3. Commissioner Krauel: Ponzio Oliverio, Esq., on behalf of **2011-02**, Deputy Sheriff, appealing an Order of Termination and Charges from the Sheriff's Department.

Confirmed.

DISCRIMINATION

Findings

4. Commissioner Bailey: Charles B. Walker, Esq., on behalf of **2010-07**, Deputy Sheriff-Detentions, alleging discrimination by the Sheriff's Department. (Continued from the January 5, 2011 meeting.)

FINDINGS AND RECOMMENDATIONS:

At the regular meeting of the Civil Service Commission on September 1, 2010, the Commission appointed Commissioner A.Y. Casillas to investigate the complaint submitted by **2010-07**. Subsequently the matter was reassigned to Commissioner W. Dale Bailey. In accordance with the established rules and procedures of the Commission, the matter was referred to the Office of Internal Affairs (OIA) for investigation and report back. OIA concluded the discrimination investigation and has reported its findings to the Commission.

The report of OIA has been received and reviewed by the Investigating Officer who concurs with OIA's Report and has concluded that the evidence does support probable cause to warrant conducting a hearing.

It is therefore recommended that **2010-07's** discrimination complaint be pursued and a hearing officer be assigned to conduct a hearing under the provisions of Civil Service Rule VI.

Motion by Bailey to approve Findings and Recommendations; seconded by Casillas. Carried.

SELECTION PROCESS

Findings

5. **Nathaniel Skaggs**, appealing the Department of Human Resources' removal of his name from the employment list for Deputy Sheriff Cadet-Lateral.

RECOMMENDATION: Ratify. Appellant has been successful in the appellate process provided by Civil Service Rule 4.2.2.

Item No. 5 ratified.

PUBLIC INPUT

6. Members of the public may address any matter relating to the Civil Service Commission, other than the items that are on this agenda.

None.

ADJOURNED: 2:45 p.m.

NEXT REGULAR MEETING OF THE CIVIL SERVICE COMMISSION:

MARCH 2, 2011

ASSISTANCE FOR THE DISABLED:

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